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4 UNITED STATES DISTRICT COURT  
5 WESTERN DISTRICT OF WASHINGTON  
6 AT TACOMA

7 JEROME CEASAR ALVERTO,

8 Plaintiff,

9 v.

10 DEPARTMENT OF CORRECTIONS, et  
11 al.,

12 Defendants.

CASE NO. C12-5518 BHS

ORDER GRANTING  
PLAINTIFF'S MOTION FOR  
ADDITIONAL TIME

13 This matter comes before the Court on Plaintiff Jerome Ceasar Alverto's  
14 ("Alverto") motion for additional time to respond to Magistrate Judge Karen L.  
15 Strombom's Report and Recommendations ("R&R"). Dkt. 56. The Court has  
16 considered the pleadings filed in support of and Defendants' response to the motion as  
17 well as the remainder of the file. For the reasons stated herein, the Court grants the  
18 motion.

19 On January 3, 2014, Alverto filed a motion for additional time to respond to the  
20 R&R, due largely to his movement to another correctional facility and a perceived  
21 inability to take or have his legal materials sent to the new facility. Dkt. 56. However,  
22 Alverto's motion did not specify the length of the extension he sought. *See id.*

1 On January 8, 2014, Defendants responded that while they did not oppose  
2 Alverto's request for additional time, they requested that the due date for his response to  
3 the R&R be set for February 7, 2013, to avoid having Alverto's response time  
4 indefinitely extended. Based on the Defendants' representations and Alverto's notice of  
5 change of address, Alverto was transferred to a new correctional facility and his legal  
6 materials also should have been transferred to that new facility by January 14, 2014. *See*  
7 Dkts. 57 and 58. The Court concurs that a date certain for Alverto's response is  
8 necessary.

9 Therefore, it is hereby **ORDERED** that Alverto's motion for additional time to  
10 respond to the R&R is **GRANTED** (Dkt. 56). His response to the R&R is due on  
11 February 14, 2014.

12 Dated this 28th day of January, 2014.

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15 BENJAMIN H. SETTLE  
16 United States District Judge  
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